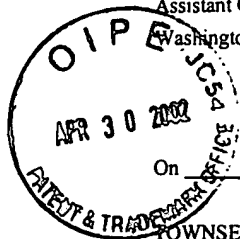


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PATENT 3739  
Attorney Docket No.: 017516-002580US

Assistant Commissioner for Patents  
Washington, D.C. 20231



On

07/19/02

TOWNSEND and TOWNSEND and CREW LLP

By:

Brad J. Loos

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MAY 16 2002

OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

JULIAN, Christopher A. et al.

Application No.: 09/998,004

Filed: November 28, 2001

For: ENDOSCOPIC BEATING-HEART  
STABILIZER AND VESSEL  
OCCLUSION FASTENER

Examiner: Unassigned

Art Unit: 3739

INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR §1.97 and  
§1.98

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Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. In accordance with 37 CFR §1.98(d), copies of the references can be found in Application No. 09/436,524, filed November 9, 1999 (Attorney Docket No. 017516-002530US). It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement, since it is being submitted prior to the first Office Action. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

  
Lynn M. Thompson  
Reg. No. 47,991

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